

[1]

**IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JAIPUR BENCH**

S.B. CIVIL WRIT PETITION NO.3144/06

Smt. Kalawati Devi

Versus

The Raj. Non-Government Educational Institutions
Tribunal & Ors.

DATE OF ORDER :: 03/04/2007

HON'BLE MR. JUSTICE AJAY RASTOGI

Mr. Shree Swami, for petitioner
Mr. B.K. Sharma, Dy.G.A., for State
Mr. J.P. Gargey for Mr. Subhash Bisawa, for
respondent No.4

* * *

Prayer for interim relief prayed for by petitioner in her pending application was dismissed by the Educational Tribunal vide order Ann.7 dated 23rd February, 2006. The original appeal/application filed by her is still pending before the learned Tribunal.

By interim application, she has claimed salary for the post of Class IV from respondent No.4-institution and counsel has tried to convince this court that there is sufficient material which will show that she is in employment of respondent No.4 in the cadre of Class IV and thus, entitled for salary of the post held by her.

[2]

These facts have been disputed by counsel for respondent No.4 and since the matter is pending adjudication before the learned Tribunal, I do not consider it proper to interfere at the interim stage, particularly, when final adjudication is still to take place.

Consequently, the writ petition stands dismissed. However, since the matter is pending before the learned Tribunal since 2003, it is expected from the learned Tribunal to dispose of her application expeditiously on merits in accordance with law.

[AJAY RASTOGI], J.

FRBOHRA, JR. P. A.